Joseph J. Waske 22862 Via Genoa Dana Point, CA 92629 949-517-8330 jwaske3@yahoo.com

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK

Lehman Brothers Holdings Inc.,) Case No.: 08-13555 (SCC)				
et al,	(Jointly Administered)				
Debtors.) }				
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NOTICE OF APPEAL

TO THE HONORABLE SHELLEY C CHAPMAN UNITED STATES BANKRUPTCY JUDGE:

Joseph Waske, as Pro Se, files this notice of my intent to appeal the Order Denying (I) Motion to Reclassify (Related Doc # [60337]); (II) Motion to Reserve for Motion to Reclassify (Related Doc # [60448]); and (III) Motion for Summary Judgment (Related Doc # [60484]) issued by this court on 6/11/2020. (Docket #60678)

Respectfully Submitted,
Dated this 23rd day of June, 2020

Joseph J. Waske 22862 Via Genoa Dana Point, CA 92629

Elizabeth Harrison 1413 N. Vermont St. Arlington, VA 22201 571-480-2520 eharrison165@gmail.com

Glenn Blaze
748 Port Monmouth Rd
Port Monmouth, NJ 07758
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Brian L. Linse 2495 SW Timberline Dr. Portland, OR 97225

Alvin Wilson 6037 E. Dodge Rd. Mount Morris, MI 48458 810-287-8568 mrfidlsticks@gmail.com

Garrett Fails Weil, Gotshal and Manges 767 Fifth Ave New York, NY 10153 Michael Logan 1043 University Ave Rochester NY, 14607 585-739-9239 Michael.Logan@RCSDk12.org

Alex Olivo 16452 Harold St. Oak Forest, IL 60452 630-697-9464 olivo alex@yahoo.com

Jeffrey Lenore Wood 402 W Allen Ave Springdale, AZ 72764 479-841-6233 jeff@USadman.com

Rex Wu 6315 N Campbell Chicago, IL 60659 312-785-0348 rex.wu@live.com

UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK						
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In re	;	Chapter 11 Case No.				
	:					
LEHMAN BROTHERS HOLDINGS INC., et al.	:	08-13555 (SCC)				
	;					
Debtors.	:	(Jointly Administered)				
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ORDER DENYING (I) MOTION TO RECLASSIFY (ECF NO. 60337); (II) MOTION TO RESERVE FOR MOTION TO RECLASSIFY (ECF NO. 60448); AND (III) MOTION FOR SUMMARY JUDGEMENT (ECF NO. 60484)

The Court having considered the following motions filed by Joseph Waske ("Waske"): (i) Motion to Reclassify [ECF No. 60337] (the "Motion to Reclassify"), (ii) Motion to Reserve for Motion to Reclassify [ECF No. 60448] (the "Motion to Reserve"), (iii) Motion for Summary Judgement [ECF No. 60484] (the "Motion for Summary Judgement" and collectively with the Motion to Reclassify and the Motion to Reserve, the "Motions); and the Court having considered the timely objections by the Plan Administrator to the Motion to Reclassify [ECF No. 60378], to the Motion to Reserve [ECF No. 60482], and to the Motion for Summary Judgement [ECF No.60641]; and the Court having considered each of Waske's replies thereto [ECF Nos. 60403, 60542, and 60642]; and the Court having considered all of the joinders and statements filed in connection with the Motions (collectively, the "Joinders") [ECF Nos. 60348, 60354, 60379, 60381, 60400, 60478, 60479, 60507, 60645, and 60654]; and the Court having jurisdiction to decide the Motions and the relief requested therein in accordance with 28 U.S.C. §§ 157(a)-(b) and 1334 and the Amended Standing Order of Reference M-431, dated January 31, 2012 (Preska, C.J.); and consideration of the Motions and the relief requested therein being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before this Court

 $08-13555-sec_{ase} \underline{\textbf{Doc}_{60}67650} \\ \underline{\textbf{Filed-06/13/20-02:29:384 Main Document}} \\ \underline{\textbf{Pg 2 of 2}}$

pursuant to 28 U.S.C. §§ 1408 and 1409; and the Court having conducted a hearing on the

Motions on June 3, 2020 (the "Hearing"); and after due deliberation and for the reasons stated

by the Court in its bench ruling at the Hearing, which are incorporated as if set forth herein and

made part hereof, the Court having determined that no party established sufficient factual or

legal basis for the requested relief in the Motions, it is hereby

1. ORDERED that each of the Motions is denied with prejudice; and it is

further

2. ORDERED that any relief sought by the Motions or the Joinders is denied

with prejudice.

ORDERED that this Court shall retain jurisdiction with respect to all

matters arising from or related to the implementation of this Order.

Dated: June 11, 2020

3.

New York, New York

/S/ Shelley C. Chapman

THE HONORABLE SHELLEY C. CHAPMAN

UNITED STATES BANKRUPTCY JUDGE

JS 44C/SDNY REV. 06/01/17

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for use of the Clerk of Court for the purpose of initiating the civil docket sheet.

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Pro S 949-5 jwask	de 517-8330 (e3@yahoo.com (DO Notice of A	NOT CITE JURISDICTIONAL Appeal for Order	UNDER WHICH YOU ARE FILL L STATUTES UNLESS DIVER Denying (60678)	(I) Motion to Rec	National and Manges (ATEMENT OF CAUSE) lassify (60337) (III) Motion fo	r Summary Judgment
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UNITED STATES	S DISTRICT COURT (N	EW YORK SOUTH	ERN)					

JS 44C/SDNY REV. 06/01/17

CIVIL COVER SHEET

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PLAINTIFFS Joseph J. Wa 22862 Via Ge		a Point, CA 92629		DEFENDANTS Lehman Brothers Hold	ings Inc., et al	
Pro Se 949-517-833 jwaske3@yai CAUSE OF AC Not: (II) (604	O hoo.com CTION(CITE (DO ice of 7) Motion	NOT CITE JURISDICTIONAL Appeal for Order to Reserve for	UNDER WHICH YOU ARE FILL LSTATUTES UNLESS DIVER Denying (60678) Motion to Reclas	(I) Motion to Rec sify (60448) and	TATEMENT OF CAUSE) lassify (60337); (III) Motion for	Summary Judgment dge Previously Assigned
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Check YES only if demanded in complaint JURY DEMAND: ☐ YES ☒NO

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JS 44C/SDNY REV. 06/01/17

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PLAINTIFFS Joseph J. Waske 22862 Via Genoa, Da	na Point, CA 92629		DEFENDANTS Lehman Brothers Hol	dings Inc., et al	
Pro Se 949-517-8330 jwaske3@yahoo.com CAUSE OF ACTION(CIT (DO Notice of (II) Motic (60484)	Appeal for Order on to Reserve for	UNDER WHICH YOU ARE FI AL STATUTES UNLESS DIVE Denying (60678)	RSITY) (I) Motion to Resify (60448) and	Sofshal and Manges STATEMENT OF CAUSE classify (60337); (III) Motion for	Summary Judgment ge Previously Assigned n. S. Chapman
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NOTE: You must also submit at the time of filing the Statement of Relatedness form (Form IH-32).

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